When recorded mail to:

RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSCRIÇATION DISTRICE P. O. BOX 1033, RIVERSIDE, CALIFORNIA

Project: University Wash

Thornton Storm Drain

MAR 18 1988
Recorded in Orticlar record
of Riverside County, Californ
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FOR RECORDER'S OFFICE USE ONLY

# GRANT DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, the CITY OF RIVERSIDE, a municipal corporation, hereby GRANTS to the RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT the real property in the City of Riverside, County of Riverside, State of California, described as follows:

Parcel 1 (1120-14A)

All that portion of Lot 52 of the S.C.C. Association, as shown by map recorded in Book 7 of Maps, at Page 3 thereof, records of San Bernardino County, California, more particularly described as follows:

BEGINNING at a point in the southeasterly boundary of Files Subdivision No. 4 as shown by map on file in Book 6 of Maps, at Page 60 thereof, records of said Riverside County, South 29° 39' 16" West, 46.14 feet from the most easterly corner of said Files Subdivision No. 4;

THENCE South 29° 39' 16" West, continuing along said southeasterly boundary 61.41 feet to the beginning of a non-tangent curve with a radius of 570.00 feet and concaving southwesterly; the radial line of said curve at said beginning bears North 42° 35' 25" East;

THENCE Southeasterly to the right along said curve an arc length of 313.11 feet, thru a central angle of 31° 28' 25" to a point of tangency;

THENCE South 15° 56' 10" East, 33.98 feet to the beginning of a tangent curve with a radius of 630.00 feet and concaving northeasterly;

THENCE Southeasterly to the left along said curve an arc length of 383.70 feet, thru a central angle of 34° 53' 44" to the end thereof;

THENCE South 29° 48' 10" West, 62.64 feet to a point in the northeasterly line of that certain parcel of land conveyed to the State of California by deed recorded April 5, 1957, as Instrument No. 25050 of Official Records of said Riverside County; said point being the beginning of a non-tangent curve with a radius of 345.00 feet and concaving northerly; the radial line of said non-tangent curve at said point bears North 12° 12' 17" East;

THENCE Easterly to the left an arc length of 31.99 feet, thru a central angle of 5° 18' 45" to the southeasterly line of said Lot 52;

THENCE North 29° 48' 10" East, 107.80 feet to the beginning of a non-tangent curve with a radius 570.00 feet and concaving northeasterly; the radial line of said curve at said beginning bears South 37° 06' 06" West;

THENCE Northwesterly to the right along said curve an arc length of 367.60 feet, thru a central angle of 36° 57' 04" to the point of tangency;

THENCE North 15° 56' 10" West, 33.98 feet to the beginning of a tangent curve with a radius of 630.00 feet and concaving southwesterly;

THENCE Northwesterly to the left along said curve an arc length of 359.82 feet, thru a central angle 32° 43' 27" to the point of beginning;

Area - 1.086 acres (47,313.59 square feet)

Parcel 2 (1120-14B)

All that portion of Lot 51 of the S.C.C. Association, as shown by map recorded in Book 7 of Maps, at Page 3 thereof, records of San Bernardino County, California, more particularly described as follows:

BEGINNING at the most westerly corner of that certain parcel of land conveyed to Paul C. Schirmer, et al., as Parcel B by Deed recorded May 9, 1977, as Instrument No. 81683 of Official Records of said Riverside County;

THENCE South 60° 08' 41" East, along the southwesterly line of said Parcel B a distance of 50.00 feet;

THENCE North 15° 10' 11" West, 28.30 feet;

THENCE North 60° 08' 41" West, 30.00 feet to the northwesterly line of said Parcel B;

THENCE South 29° 48' 10" West, along said northwesterly line 20.00 feet to the point of beginning.

Area - 805.56 square feet.

DESCRIPTION APPROVAL:

Page 2 of 3

SUBJECT to that certain Agreement dated Octobe 16, 1981, by and between the CITY OF RIVERSIDE and PAUL C. SCHIRMER, MARILYN N. SCHIRMER and BARBARA HALLMAN, attached hereto as Attachment I and incorporated herein by this reference as though set forth in full.

Dated February 25 , 1988

CITY OF RIVERSIDE, a Municipal Corporation

STATE OF CALIFORNIA) SS COUNTY OF RIVERSIDE)

On this 25th day of February, in the year 1988, before , a Notary Public in and me, Margaret I. Archambault for said county and state, personally appeared Ab Brown and \_personally known to me to be Alice A. Hare personally known to me to be the persons who executed this instrument as Mayor and City Clerk of the City of Riverside, a municipal corporation, and acknowledged to me that the municipal corporation executed the same.

Witness my hand and official seal.

OFFICIAL SEAL MADSARET L ARCHAMBAULT Natary Public-California PRINCIPAL OFFICE IN RIVERSIBE COULTY My Comm. Exp. 5-5-91

BP/0604Z/im

Page 3 of 3

## CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the within deed to Riverside County Flood Control and Water Conservation District is hereby accepted by the undersigned officer pursuant to authority conferred by resolution of the Board of Supervisors of said District adopted on May 12, 1961, and the grantee consents to the recordation thereof by its duly authorized officer.

Date 11/ arch 14, 1788

Chief Engineer

**850** 

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(University Wash Storm Dr.

THIS AGREEMENT is made and entered into this 16th day of October , 1981, by and between the CITY OF RIVERSIDE, a municipal corporation, hereinafter referred to as "City", and PAUL C. SCHIRMER, MARILYN N. SCHIRMER and BARBARA HALLMAN, hereinafter collectively referred to as "Owners".

#### WITNESSETH:

WHEREAS the Owners are the fee owners of that certain property located in the City of Riverside, County of Riverside, State of California, described in Exhibit A, attached hereto and incorporated herein by this reference; and

WHEREAS the City has filed a Complaint in Eminent Domain in the Superior Court of the State of California in and for the County of Riverside in Case No. 137825, entitled City of Riverside vs. Paul C. Schirmer, et al. to acquire a portion of said property necessary for the construction and installation of the storm drain known as University Wash Storm Drain located between Orange Street and the interchange of the Riverside and Pomona Freeways; and

WHEREAS as a condition to the settlement of the abovereferenced action, the Owners wish to have written assurances
that they will be able to bridge the storm drain channel or remove
the entire open channel and replace it with a covered storm drain
conduit to more effectively utilize their remaining property at
such time as it is developed;

NOW, THEREFORE, the parties hereto mutually agree as follows:

1. At the request of the Owners and upon the submission of their plans, the City or its successor in interest to the property condemned in Riverside County Superior Court Case
No. 137825 and described in Exhibit B, attached hereto and

CITY ATTORNEY
RIVERSIDE
CALIFORNIA

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incorporated merein by this reference, shall grant to the Owners without charge, rental or processing fee its License to either bridge the open storm drain channel located on the property described in Exhibit B or remove the open channel located on said property and replace it with a covered storm drain conduit; which grant of license shall be subject to the terms and conditions hereinafter set forth.

- 2. The location of the bridge(s) or conduit and all construction within the licensed area by Owners shall be in accordance with plans prepared by Owners and submitted to and approved by the City's Public Works Department and the Riverside County Flood Control and Water Conservation District, which approval shall not be unreasonably withheld. Notwithstanding any such approval, the Owners shall assume full responsibility for the design and construction of such bridge(s) or conduit.
- 3. The Owners shall indemnify and hold the City and the Riverside County Flood Control and Water Conservation District free and harmless from any and every claim of liability for personal injury, including death, and property damage, and demands or actions for damages, and for any and every cost and expense connected therewith, including reasonable attorneys' fees, arising out of the granting of the subject license or the use of the licensed area by Owners.
- Ment shall be for the benefit of and appurtenant to the real property owned by Owner adjoining the licensed area and described in the Exhibit A attached hereto and incorporated herein by this reference, excepting therefrom the property acquired by City in the above-referenced Riverside County Superior Court Case No. 137825.
- 5. Nothing herein shall be construed as relieving the Owners from the responsibility, obligation or duty to obtain the

necessary building permit from the City of Riverside for the construction the bridge(s) or conduit, a paying therefor any fees therein imposed for such building permit.

6. This Agreement shall be binding upon the City and its successors and assigns as to the property condemned in the Riverside County Superior Court Case No. 137825 and described in Exhibit B.

IN WITNESS WHEREOF the parties hereto have caused this Agreement to be executed the day and year first above written.

CITY OF RIVERSIDE, a municipal corporation

By Jerry C. Name Pro Tempore

Attest City Clerk

OWNERS:

Paul Colodina PAUL C. SCHIRMER

Therity of Schurer

Larbara Lallman

BP/lc 32 10/12/81

TY ATTORNEY APPROVED AS TO FORM
RIVERSIDE CALIFORNIA ROBER CHILL

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ALL OF LOT 52 OF THE LANDS OF THE SOUTHERN CALIFORNIA COLONY ASSOCIATION, IN THE CITY OF RIVERSIDE COUNTY OF RIVERSIDE, STATE OF CONFORMIA, AS PER MAP RECORDED IN BOOK 7 PAGE 3 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAN BERNARDINO COUNTY.

EXCEPT THEREFROM THAT PORTION DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHWESTERLY LINE OF SAID LOT 52, 705.3 FEET SOUTHWESTERLY FROM THE MOST NORTHERLY CORNER OF LOT 62 OF SAID LANDS OF THE SOUTHERN CALIFORNIA COLONY ASSOCIATION; THENCE SOUTHEASTERLY AND PARALLEL WITH THE NORTHEASTERLY LINE OF SAID LOT 52 TO THE SOUTHEASTERLY LINE THEREOF; THENCE NORTHEASTERLY AND ALONG THE SOUTHEASTERLY LINE OF SAID LOT TO THE MOST EASTERLY CORNER THEREOF; THENCE NORTHWESTERLY AND ALONG THE NORTHEASTERLY LINE OF SAID LOT 52, TO THE MOST NORTHERLY CORNER THEREOF; THENCE SOUTHWESTERLY AND ALONG THE NORTHWEST—ERLY LINE OF SAID LOT 52, TO THE POINT OF BEGINNING;

ALSO EXCEPT THEREFROM THAT PORTION LYING SOUTHWESTERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT IN THE NORTHWESTERLY LINE OF SAID LOT 52, 160 FEET NORTHEASTERLY FROM THE MOST WESTERLY CORNER THEREOF; THENCE AT A RIGHT ANGLE SOUTHEASTERLY, 50 FEET; THENCE SOUTH 12° 17' 27" WEST, TO A POINT THAT BEARS NORTH 12° 17' 27" EAST, A DISTANCE OF 118.11 FEET FROM THE SOUTHWESTERLY LINE OF SAID LOT 52; THENCE SOUTH 43° 52' 08" EAST, 29.46 FEET; THENCE SOUTH 64° 00' 45" EAST, 457.71 FEET; THENCE ALONG A TANGENT CURVE CONCAVE NORTHERLY WITH A RADIUS OF 345 FEET, THROUGH AN ANGLE OF 19° 06' 43", A DISTANCE OF 115.08 FEET TO THE SOUTHEASTERLY LINE OF SAID LOT 52, DISTANT ALONG LAST SAID SOUTHEASTERLY LINE OF SAID LOT 52, DISTANT ALONG LAST SAID SOUTHERLY CORNER OF SAID LOT 52.

### PARCEL B:

THAT PORTION OF LOT 51 OF LANDS OF SOUTHERN CALIFORNIA COLONY ASSOCIATION, IN THE CITY OF RIVERSIDE, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 7 PAGE 3 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAN BERNARDING COUNTY, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHWESTERLY LINE OF SAID LOT 51, DISTANT THEREON NORTH 29° 47' 10" EAST 279.71 FEET FROM THE SOUTHWEST CORNER OF SAID LOT 51; THENCE, COURSE (1), SOUTH 60° 09' 41" EAST 108.86 FEET; THENCE, COURSE (2), NORTH 74° 31' 41" EAST 80.40 FEET; THENCE, COURSE (3) NORTH 76° 24' 21" EAST 142.73 FEET TO THE NORTHEASTERLY LINE OF THAT CERTAIN PARCEL OF LAND CONVEYED TO THE STATE OF CALIFORNIA BY DEED RECORDED AUGUST 8, 1957 IN BOOK 2131 PAGE 4 OF OFFICIAL RECORDS, RIVERSIDE COUNTY RECORDS; THENCE NORTHWESTERLY ALONG SAID NORTHEASTERLY LINE TO THE NORTHWEST CORNER OF SAID STATE OF CALIFORNIA PARCEL OF LAND; THENCE SOUTHWESTERLY ALONG THE NORTHWESTERLY LINE OF SAID PARCEL OF LAND, 58 FEET TO THE SOUTHWEST CORNER THEREOF, SAID CORNER BEING ALSO ON THE NORTHEASTERLY LINE OF THAT CERTAIN PARCEL OF LAND CONVEYED TO THE STATE OF CALIFORNIA BY DEED RECORDED NOVEM-BER 23, 1956 IN BOOK 2002 PAGE 251 OF OFFICIAL RECORDS; THENCE NORTHWESTERLY ALONG LAST SAID NORTHEASTERLY LINE TO THE NORTH-WEST TERMINUS THEREOF, SAID TERMINUS BEING ALSO ON THE SOUTH-EASTEPLY LINE OF THAT CERTAIN PARCEL OF LAND CONVEYED TO THE STATE OF CALIFORNIA BY DEED RECORDED NOVEMBER 23, 1956 IN BOOK 2002 PAGE 247 OF OFFICIAL RECORDS; THENCE NORTHEASTERLY ALONG LAST SAID SOUTHEASTERLY LINE, 58 FEET TO THE NORTHEAST TERMINUS THEREOF; THENCE NORTHWESTERLY ALONG THE NORTHEASTERLY LINE OF LAST SAID PARCEL OF LAND TO THE NORTHWESTERLY LINE OF SAID LOT 51; THENCE SCUTHWESTERLY ALONG LAST SAID NORTHWESTERLY LIKE, 154.79 FEET TO THE POINT OF BEGINNING;

COMME NG AT A POINT ON THE NORTHWEST LY LINE OF SAID LOT 51-WHICH BEARS NORTH 29° 08' EAST, A DISTANCE OF 228.5 FEET FROM THE SOUTHWESTERLY CORNER OF SAID LOT 51; THENCE SOUTH 60° 54' EAST, PARALLEL WITH THE SOUTHWESTERLY LINE OF SAID LOT 51, A DISTANCE OF 74 FEET; THENCE NORTH 29° 08' EAST, PARALLEL WITH THE NORTHWESTERLY LINE OF SAID LOT 51, A DISTANCE OF 147 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 29° 08' EAST, PARALLEL WITH THE NORTHWESTERLY LINE OF SAID LOT 51, A DISTANCE OF 1 FOOT; THENCE SOUTH 60° 54' EAST, PARALLEL WITH THE SOUTHWESTERLY LINE OF SAID LOT 51, TO A POINT ON THE NORTHERLY LINE OF THE STATE HIGHWAY; THENCE WESTERLY ON SAID NORTHERLY LINE OF THE STATE HIGHWAY TO A

PCINT ON A LINE DRAWN FROM SAID TRUE POINT OF BEGINNING AND RUBBING SOUTH 60° 54' EAST, PARALLEL WITH THE SOUTHWESTERLY LINE OF SAID LOT 51; THENCE NORTH 60° 54' WEST, PARALLEL WITH THE SOUTHWESTERLY LINE OF SAID LOT 51, TO THE TRUE POINT OF BEGINNING;

ALSO EXCEPT THEREFROM ALL MINERALS, OIL, GASES AND OTHER HYDROCARBONS BY WHATSOEVER NAME KNOWN THAT MAY BE WITHIN OR UNDER THE PARCEL OF LAND HEREIN DESCRIBED, WITHOUT, HOWEVER, THE RIGHT TO DRILL, DIG OR MINE THROUGH THE SURFACE THEREOF, AS RESERVED IN THE DEED FROM THE STATE OF CALIFORNIA, RECORDED OCTOBER 16, 1963 AS INSTRUMENT NO. 109421.

### PARCEL C:

THAT PORTION OF LOT 51 OF LANDS OF SOUTHERN CALIFORNIA COLONY ASSOCIATION, IN THE CITY OF RIVERSIDE, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 7 PAGE 3 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAN BERNARDING COUNTY, DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT ON THE NORTHWESTERLY LINE OF SAID LOT, 434.5 FEET NORTHWESTERLY FROM THE SOUTHWESTERLY CORNER OF SAID LOT; SAID POINT BEING THE MOST NORTHERLY CORNER OF THAT CER-TAIN PARCEL OF LAND CONVEYED TO RALPH T. WILLIS AND BEULAH K. WILLIS, HUSBAND AND WIFE, BY DEED FROM RAY H. ECKHARDT, AN UNMARRIED MAN, RECORDED APRIL 1, 1954 IN BOOK 1571 PAGE 453 OF OFFICIAL RECORDS, RIVERSIDE COUNTY RECORDS; THENCE SOUTH-EASTERLY, PARALLEL WITH THE SOUTHWESTERLY LINE OF SAID LOT, 74 FEET FOR THE TRUE POINT OF BEGINNING; THENCE CONTINUING SOUTHEASTERLY, PARALLEL WITH THE SOUTHWESTERLY LINE OF SAID LOT, 22.8 FEET TO THE MOST NORTHERLY CORNER OF THAT CERTAIN PARCEL OF LAND CONVEYED TO FRANK MAGNON AND CAROLINE MAGNON, HUSBAND AND WIFE, BY DEED FROM VIRGIE WHISENHUNT, RECORDED JANUARY 12, 1954 IN BOOK 1542 PAGE 358 OF OFFICIAL RECORDS, PIVERSIDE COUNTY RECORDS; THENCE SOUTH 29º 08' WEST, PARALLEL WITH THE NORTHWESTERLY LINE OF SAID LOT, 58 FEET TO THE MOST WESTERLY CORNER OF SAID PARCEL SO CONVEYED TO FRANK MAGNON, ET UX; THENCE NORTH 60° 54' WEST, PARALLEL WITH THE SOUTH-WESTERLY LINE OF SAID LOT TO A POINT ON THE SOUTHEASTERLY LIVE OF SAID PARCEL SO CONVEYED TO RALPH T. WILLIS, ET UX; THENCE NORTHEASTERLY ON SAID SOUTHEASTERLY LINE, 58 FEET TO THE POINT OF BEGINNING.

PARCEL DE

THAT PORTION OF LOT 52 OF THE LANDS OF THE SOUTHERN CALIFORNIA COLONY ASSOCIATION, IN THE CITY OF RIVERSIDE, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 7 PAGE 3 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAN BERNARDING COUNTY, DESCRIBED AS FOLLOWS:

Page 2 of 3

DIVISION NO. 4, AS SHOWN BY MAP ON FILE IN BOOK 6 PAGE 60 OF MAPS, RIVERSIDE COUNTY RECORDS; THENCE NORTH 29° 39' 16" EAST ALONG THE NORTHVESTERLY LINE OF LOT 52 OF FEET; THENCE SOUTH 60° 20' 1" EAST 50 FEET; THENCE BEARING SOUTH 12° 17' 27" WEST ALONG A LINE TO 1TS INTERSECTION WITH A LINE BEARING SOUTH 60° 16' 04" EAST FROM THE TRUE POINT OF BEGINNING; THENCE BEGINNING.

EXCEPT THEREFROM ALL MINERALS, OILS, GASES AND OTHER HYDROCARBONS BY WHATSOEVER NAME KNOWN THAT MAY BE WITHIN OR UNDER PARCEL D, WITHOUT, HOWEVER, THE RIGHT TO DRILL, DIG OR MINE THROUGH THE SUPFACE THEREOF, AS RESERVED TO THE STATE OF CALIFORNIA IN THE DEED RECORDED MAY 5, 1964 AS INSTRUMENT NO. 15043.

## PARCEL E:

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THAT PORTION OF LOT 51 OF THE LANDS OF THE SOUTHERN CALIFORNIA COLONY ASSOCIATION, IN THE CITY OF RIVERSIDE, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 7 PAGE 3 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAN BERNARDINO COUNTY, DESCRIBED AS FOLLOWS:

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Page 1850

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THENCE South 29° 39' 16" West, continuing along said southeasterly boundary 61.41 feet to the beginning of a non-tangent curve with a radius of 570.00 feet and concaving southwesterly; the radial line of said curve at said beginning bears North 42° 35' 25" East;

THENCE Southeasterly to the right along said curve an arc length of 313.11 feet, thru a central angle of 31° 28′ 25<sup>n</sup> to a point of tangency;

THENCE South 15° 56' 10" East, 33.98 feet to the beginning of a tangent curve with a radius of 630.00 feet and concaving north-easterly;

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THENCE Easterly to the left an arc length of 31.99 feet, thru a central angle of 5° 18' 45" to the southeasterly line of said Lot 52;

THENCE North 29° 48' 10" East, 107.80 feet to the beginning of a non-tangent curve with a radius 570.00 feet and concaving north-easterly; the radial line of said curve at said beginning bears South 37° 06' 06" West;

THENCE Northwesterly to the right along said curve an arc length of 367.60 feet, thru a central angle of 36° 57' 04" to the point of tangency;

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Area - 1.086 acres (47,313.59 square feet)

Parcel 2

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THENCE South  $60^{\circ}$  08'  $41^{\circ}$  East, along the southwesterly line of said Parcel 3 a distance of 50.00 feet;

THENCE North 15° 10' 11" West, 28.30 feet;

THENCE North 60° 08' 41" West, 30.00 feet to the northwesterly line of said Parcel B;

THENCE South  $29^{\circ}$   $48^{\circ}$   $10^{\circ}$  West, along said northwesterly line 20.00 feet to the point of beginning.

Area - 805.56 square feet.

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Recorded in Official Records of Riverside County, Gailfornia

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